

## State Water Resources Control Board

December 16, 2016

(Via email and Certified Mail)

**CERTIFIED MAIL**

**NO. 7015 1520 0001 8017 1221**

Mr. Art Zandi  
Project Manager  
Chet Holifield Federal Building  
24000 Avila Road, Room 4100  
Laguna Niguel, CA. 92677  
[ardeshir.zandi@abm.com](mailto:ardeshir.zandi@abm.com)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM  
LOCATED AT CHET HOLIFIELD FEDERAL BUILDING LOCATED AT  
24000 AVILA ROAD, LAGUNA NIGUEL**

Dear Mr. Zandi:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on December 7, 2016, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Owner/Operator Agreement</b> – The tank owner and tank operator are not the same. A written owner/operator agreement was not available in CERS or onsite at the time of the inspection.	Diesel	December 7, 2016	Ongoing	H&SC 25284(a)(3); 23 CCR 2620(b)
2	<b>Failure to Maintain Facility and Tank Information (A&amp;B Forms)</b> – The tank information forms onsite at the time of inspection state the tank was installed in 1989 and 2004; in CERS the tank installation date is listed as 1989. Determine which date is correct and update in CERS.	Diesel	December 7, 2016	Ongoing	23 CCR 2711(a)
3	<b>Failure to Maintain UST Operating Permit</b> – The UST operating permit onsite and in CERS expired on June 30, 2015.	Diesel	July 1, 2015	Ongoing	H&SC 25284(a)

No.	Violation	Tank	Start Date	Stop Date	Regulation
4	<b>Failure to Provide Designated Operator Training to Facility Employees</b> – Only one person was trained by the designated operator in 2016. At least one facility employee present during operating hours must be trained by the designated operator.	Diesel	December 7, 2016	Ongoing	23 CCR 2715(f)(2)
	<b>Failure to Meet Designated Operator Inspections Requirements</b> – The January 8, 2016, March 11, 2016, May 24, 2016, August 29, 2016, and September 28, 2016 designated operator inspection reports do not have copies of alarm history or log included.	Diesel	December 7, 2016	Ongoing	23 CCR 2715(c)(1)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Orange County Health Care Agency within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Mr. Will Speth  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, 23<sup>rd</sup> Floor  
Sacramento, California 95814  
[will.speth@waterboards.ca.gov](mailto:will.speth@waterboards.ca.gov)

**Local CUPA**

Ms. Christine Lane  
Program Manager  
Orange County Health Care Agency  
1241 East Dyer Road, #120  
Santa Ana, California 92705  
[clane@ochca.com](mailto:clane@ochca.com)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: See next page.

cc: *(via email only)*

Ms. Christine Lane, REHS  
Program Manager  
Orange County Health Care Agency  
[clane@ochca.com](mailto:clane@ochca.com)

Ms. Samantha Shintaku  
Building Manager  
U.S. General Services Administration  
[samantha.shintaku@gsa.gov](mailto:samantha.shintaku@gsa.gov)